

United States Bankruptcy Court
Northern District of Ohio

In re:
Squirrels Research Labs LLC
Debtor

Case No. 21-61491-rk
Chapter 11

CERTIFICATE OF NOTICE

District/off: 0647-6
Date Rcvd: Dec 16, 2021

User: lbald
Form ID: pdf701

Page 1 of 2
Total Noticed: 8

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 18, 2021:

Recip ID	Recipient Name and Address
db	+ Squirrels Research Labs LLC, 8050 Freedom Avenue NW, North Canton, OH 44720-6912
aty	+ Jason R. Schendel, Sheppard, Mullin, Richter & Hampton LLP, Four Embarcadero Center, Seventeenth Floor, San Francisco, CA 94111-4106
cr	+ Avnet, Inc., c/o Christopher Combest, Quarles & Brady LLP, 300 N. LaSalle Street, Suite 4000 Chicago, IL 60654-5427
cr	+ Better PC, LLC, c/o Christopher J. Niekamp, Esq., Buckingham, Doolittle & Burroughs, Suite 300, Akron, OH 443338398
	+ Christopher Combest, Quarles and Brady LLP, 300 N LaSalle St, Ste 4000, Chicago, IL 60654-5427
	+ Christopher Niekamp, Buckingham, Doolittle, Burroughs LLC, 3800 Embassy Pkwy, Ste 300, Akron, OH 44333-8398
	+ Jeannie Kim, Sheppard Mullin, Four Embarcadero Center, 17th Floor, San Francisco, CA 94111-4158
	+ John Cannizzaro, IceMiller, 250 West Street, Suite 700, Columbus, OH 43215-7509

TOTAL: 8

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
intp		Instantiation LLC
intp		Ohio Power Company dba American Electric Power

TOTAL: 2 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 18, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 16, 2021 at the address(es) listed below:

Name	Email Address
Christopher Niekamp	on behalf of Creditor Better PC LLC cniekamp@bdblawn.com

District/off: 0647-6
Date Rcvd: Dec 16, 2021

User: lbald
Form ID: pdf701

Page 2 of 2
Total Noticed: 8

Christopher Paul Combest	on behalf of Creditor Avnet Inc. christopher.combest@quarles.com
Frederic P. Schwieg	on behalf of Trustee Frederic P. Schwieg fschwieg@schwieglaw.com
Frederic P. Schwieg	fschwieg@schwieglaw.com
Jeannie Kim	on behalf of Interested Party Instantiation LLC JeKim@sheppardmullin.com dgatmen@sheppardmullin.com
John C. Cannizzaro	on behalf of Interested Party Instantiation LLC John.Cannizzaro@icemiller.com lauren.prohaska@icemiller.com
Julie K. Zurn	on behalf of Debtor Squirrels Research Labs LLC jzurn@brouse.com tpalcic@brouse.com
Kate M. Bradley ust44	on behalf of U.S. Trustee United States Trustee kate.m.bradley@usdoj.gov
Marc Merklin	on behalf of Debtor Squirrels Research Labs LLC mmerklin@brouse.com tpalcic@brouse.com;mmiller@brouse.com
Paul J. Schumacher	on behalf of Interested Party Ohio Power Company dba American Electric Power pschumacher@dmclaw.com tgross@dmclaw.com

TOTAL: 10

The court incorporates by reference in this paragraph and adopts as the findings and orders of this court the document set forth below. This document was signed electronically at the time and date indicated, which may be materially different from its entry on the record.




Russ Kendig
United States Bankruptcy Judge

Dated: 03:12 PM December 16, 2021

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:)	Chapter 11
)	
Squirrels Research Labs LLC, <i>et al.</i>)	Case No. 21-61491
)	(Jointly Administered)
Debtor.)	
)	Judge Russ Kendig
)	
)	Related To Docket No. 69

**ORDER APPROVING STIPULATION RESOLVING MOTION AND MEMORANDUM
OF OHIO POWER COMPANY d/b/a AMERICAN ELECTRIC POWER (“AEP”) TO:
(I) VACATE, AND/OR RECONSIDER, AND/OR MODIFY ORDER: (A) PROHIBITING
UTILITIES FROM ALTERING, REFUSING OR DISCONTINUING SERVICES TO, OR
DISCRIMINATING AGAINST, THE DEBTOR ON ACCOUNT OF PREPETITION
INVOICES; (B) DETERMINING THAT THE UTILITIES ARE ADEQUATELY
ASSURED OF FUTURE PAYMENT; AND (C) ESTABLISHING PROCEDURES FOR
DETERMINING REQUESTS FOR ADDITIONAL ASSURANCE; AND (II)
DETERMINE ADEQUATE ASSURANCE OF PAYMENT AS TO AEP**

This matter is before the Court for approval of the *Stipulation* (the “Stipulation”) between Ohio Power Company d/b/a American Electric Power, a post-petition creditor in the above-captioned bankruptcy proceeding, and Debtor The Midwest Data Company LLC, resolving the

Motion of Ohio Power Company d/b/a American Electric Power To: (I) Vacate, and/or Reconsider, and/or Modify Order: (A) Prohibiting Utilities From Altering, Refusing or Discontinuing Services To, or Discriminating Against, the Debtor on Account of Prepetition Invoices; (B) Determining That the Utilities Are Adequately Assured of Future Payment; and (C) Establishing Procedures For Determining Requests For Additional Assurance; and (II) Determine Adequate Assurance of Payment (the “Motion”)(Docket No. 69).

The Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 1408 and 1409, the Court being fully advised in the premises, and good cause having been shown, it is

NOW THEREFORE, IT IS HEREBY ORDERED that:

1. The Stipulation attached hereto at Exhibit “A” is hereby approved.
2. The Motion is deemed resolved and the hearing scheduled for December 28, 2022 at 2:00 p.m. on the Motion will be removed the Court’s docket.
3. This Court retains jurisdiction with respect to all matters arising from or related to the implementation of this Order.

###

SUBMITTED BY:

/s/ Paul J. Schumacher

Paul J. Schumacher, Esq. (0014370)

Dickie, McCamey & Chilcote, P.C.

600 Superior Avenue East

Fifth Third Center, Suite 2330

Cleveland, Ohio 44114

Telephone: (216) 685-1827

Facsimile: (888) 811-7144

Email: pschumacher@dmclaw.com

Counsel for Ohio Power Company d/b/a American Electric Power

SERVICE LIST

Marc B. Merklin
Julie K. Zurn
Brouse McDowell, LPA
388 S. Main Street, Suite 500
Akron, Ohio 44311
Email: mmerklin@brouse.com, jzurn@brouse.com
Debtors' Counsel

Frederic P. Schweig
2705 Gibson Drive
Rocky River, Ohio 44116-3008
Email: fschwieg@schweighlaw.com
Subchapter V Trustee

Kate M. Bradley
U.S. Department of Justice
201 Superior Avenue E, #441
Cleveland, Ohio 44114
Email: kate.m.bradley@usdoj.gov

John Cannizzaro
IceMiller
250 West Street, Suite 700
Columbus, Ohio 43215-7509
Email: john.cannizzaro@icemiller.com

Christopher Combest
Quarles and Brady, LLP
300 N. LaSalle Street, Suite 4000
Chicago, Illinois 60654
Email: christopher.combest@quarles.com

Jeannie Kim
Sheppard Mullin
Four Embarcadero Center
17th Floor
San Francisco, California 94111
Email: jekim@sheppardmullin.com

Christopher Niekamp
Buckingham, Doolittle, Burroughs, LLC
3800 Embassy Parkway, Suite 300
Akron, Ohio 44333-8398
Email: cniekamp@bdblaw.com

EXHIBIT “A”

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

In re:)	Chapter 11
)	
Squirrels Research Labs LLC, <i>et al.</i>)	Case No. 21-61491
)	(Jointly Administered)
Debtor.)	
)	Judge Russ Kendig
)	
)	Related To Docket No. 69

STIPULATION RESOLVING MOTION AND MEMORANDUM OF OHIO POWER COMPANY d/b/a AMERICAN ELECTRIC POWER (“AEP”) TO: (I) VACATE, AND/OR RECONSIDER, AND/OR MODIFY ORDER: (A) PROHIBITING UTILITIES FROM ALTERING, REFUSING OR DISCONTINUING SERVICES TO, OR DISCRIMINATING AGAINST, THE DEBTOR ON ACCOUNT OF PREPETITION INVOICES; (B) DETERMINING THAT THE UTILITIES ARE ADEQUATELY ASSURED OF FUTURE PAYMENT; AND (C) ESTABLISHING PROCEDURES FOR DETERMINING REQUESTS FOR ADDITIONAL ASSURANCE; AND (II) DETERMINE ADEQUATE ASSURANCE OF PAYMENT AS TO AEP

Ohio Power Company d/b/a American Electric Power (“AEP”), a post-petition creditor in the above-captioned bankruptcy proceeding, and Debtor The Midwest Data Company LLC (“Debtor MWDC”) (AEP and Debtor MWDC collectively, the “Parties”), by and through their respective counsel, as reflected by the signatures of their respective undersigned counsel below, hereby agree to resolve the *Motion of Ohio Power Company d/b/a American Electric Power To: (I) Vacate, and/or Reconsider, and/or Modify Order: (A) Prohibiting Utilities From Altering, Refusing or Discontinuing Services To, or Discriminating Against, the Debtor on Account of Prepetition Invoices; (B) Determining That the Utilities Are Adequately Assured of Future Payment; and (C) Establishing Procedures For Determining Requests For Additional*

Assurance; and (II) Determine Adequate Assurance of Payment (the “Motion”)(Docket No. 69), as follows:

Recitals

1. On November 23, 2021 (the “Petition Date”), the Debtors commenced their cases under Subchapter V of Chapter 11 of the United States Code (the “Bankruptcy Code”) that are now pending with this Court. The Debtors continue to operate their businesses and manage their properties as debtors in possession pursuant to Bankruptcy Code sections 1107(a) and 1108.

2. On the Petition Date, Debtor MWDC filed the *Motion of Debtor and Debtor-In-Possession the Midwest Data Company LLC For a Final Order: (A) Prohibiting Utilities From Altering, Refusing or Discontinuing Services To, or Discriminating Against, the Debtor on Account of Prepetition Invoices; (B) Determining That the Utilities Are Adequately Assured of Future Payment; and (C) Establishing Procedures For Determining Requests For Additional Assurance* (Docket No. 4).

3. On December 1, 2021, the Court entered the *Order: (A) Prohibiting Utilities From Altering, Refusing or Discontinuing Services To, or Discriminating Against, the Debtor on Account of Prepetition Invoices; (B) Determining That the Utilities Are Adequately Assured of Future Payment; and (C) Establishing Procedures For Determining Requests For Additional Assurance* (the “Utility Order”) (Docket No. 41).

4. AEP provided Debtor MWDC with prepetition utility goods and/or services and has continued to provide Debtor MWDC with utility goods and/or services since the Petition Date.

6. On December 9, 2021, AEP filed the Motion. The hearing on the Motion is scheduled to take place on December 22, 2021 at 2:00 p.m.

Stipulation

7. The terms of the Utility Order shall not apply to AEP.

8. Within three (3) business days from entry of the Order approving this Stipulation, Debtor MWDC shall provide AEP with a one-month cash deposit in the amount of \$13,578 (the “Deposit”) as adequate assurance within the meaning of Section 366(c) of the Bankruptcy Code, and send it to the following person and address:

American Electric Power
Attn: Dwight C. Snowden
1 Riverside Plaza, 13th Floor
Columbus, Ohio 43215

9. Debtor MWDC shall pay all undisputed post-petition bills received from AEP for post-petition utility charges on or before the applicable due date on the invoice, which is a due date in accordance with applicable state laws, regulations and/or tariffs.

10. If Debtor MWDC no longer requires service at an account for any reason, including Debtor MWDC’s termination of services, a sale of Debtor MWDC’s assets, the Effective Date of the confirmed plan of reorganization in Debtor MWDC’s chapter 11 case or dismissal of Debtor MWDC’s chapter 11 case, Debtor MWDC shall promptly contact AEP to close the account. Upon being contacted to close the account, AEP shall promptly close the account and promptly refund the Deposit for that account once all final post-petition charges for that account are satisfied. If Debtor MWDC fails to provide such notice, Debtor MWDC shall remain administratively obligated to pay utility charges until AEP receives such written notice of termination of services from Debtor

MWDC.

11. This Stipulation may not be amended, supplemented or otherwise altered except by written agreement of the Parties.

12. The Parties agree that upon entry of an Order approving this Stipulation the Motion shall be deemed resolved and the hearing scheduled for December 28, 2021 at 2:00 p.m. on the Motion can be removed the Court's docket.

Stipulated and Agreed To By:

/s/ Paul J. Schumacher

Paul J. Schumacher, Esq. (0014370)

Dickie, McCamey & Chilcote, P.C.

600 Superior Avenue East

Fifth Third Center, Suite 2330

Cleveland, Ohio 44114

Telephone: (216) 685-1827

Facsimile: (888) 811-7144

Email: pschumacher@dmclaw.com

Counsel for Ohio Power Company d/b/a American Electric Power

/s/ Julie K. Zurn

Marc B. Merklin, Esq.

Julie K. Zurn, Esq.

BROUSE McDOWELL, LPA

388 S. Main Street, Suite 500

Akron, Ohio 44311

Email: mmerklin@brouse.com, jzurn@brouse.com

Debtors' Counsel